STATE OF NEW YORK: DEPARTMENT OF LABOR -----X

In the Matter of

CAMBRIA CONTRACTING INC., and FRANCIS V. BARONE, JR. and TRICIA L. BARONE as officers and/or shareholders of CAMBRIA CONTRACTING INC.,

Prime Contractor,

and

CJ-HEARNE CONSTRUCTION CO.;
THE DALRYMPLE CORPORATION;
CHRISTINE J. HEARNE, and
HENRY VAN DALRYMPLE, as officers and/or
shareholders of either CJ-HEARNE CONSTRUCTION CO.
and THE DALRYMPLE CORPORATION; and THE
DALRYMPLE GROUP, LLC, a substantially ownedaffiliated entity of THE DALRYMPLE CORPORATION,

Subcontractor,

for a determination pursuant to Article 8 of the Labor Law as to whether prevailing wages and supplements were paid to or provided for the laborers, workers and mechanics employed on a public work project known as the renovation of the Midtown Plaza Complex, in Rochester, New York.

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NOTICE OF FILING

Prevailing Wage Rate PRC No. 2009000439 Case ID: PW05 2010014439 Monroe County PLEASE TAKE NOTICE that annexed hereto are true copies of the final Determination & Order and the Report & Recommendation duly filed in the Office of the Commissioner of Labor on December 1, 2015.

Labor Law § 220 (8) provides that any party aggrieved by this Determination & Order may, pursuant to Article 78 of the Civil Practice Law and Rules, commence a proceeding for review directly in the Appellate Division of the Supreme Court within 30 days from this Notice of Filing.

Dated: December 4, 2015

Albany, New York

Jerome A. Tracy, Associate Attorney

Jerome A. Tracy, Associate Attorney NYSDOL Office of Administrative Adjudication SOB Campus Bldg 12 Room 266C Albany NY 12240

TO: <u>Via Certified Mail & First Class Mail</u>

Cambria Contracting Inc. 5105 Lockport Road Lockport, New York, 14094

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The Dalrymple Corporation 541 10th Street NW, Unit 278 Atlanta, Georgia 30318

The Dalrymple Group, LLC 289 Jonesboro Road Suite 216 McDonough, Georgia 30253 Henry Van Dalrymple 2663 Lantern Lane Atlanta, Georgia 30349

Via First Class Mail

The Hanover Insurance Company 440 Lincoln Street Worchester, Massachusetts 01653

NYS Urban Development Corporation d/b/a Empire State Development Corp. 633 Third Avenue
New York, New York 10017

Via email:

James Rogers, Deputy Commissioner of Labor for Business and Labor Affairs

Christopher Alund, Director Bureau of Public Work

Nicole Goggin, Secretary 2

Jonathan Jones, Senior Public Work Wage Investigator

For the Department

Pico Ben-Amotz, Department Counsel Larissa C. Bates, Senior Attorney, of Counsel New York State Department of Labor State Office Building Campus Building 12, Room 509 Albany, New York 12240-0005